## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OHIO

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JUDGE DAVID D. DOWD, JR

This court having contemporaneously filed its Memorandum of Opinion in this case, it is therefore ORDERED that this action is dismissed pursuant to 28 U.S.C. § 1915(e). Further, the Court CERTIFIES pursuant to 28 U.S.C. §1915(a)(3) that an appeal from this decision could not be taken in good faith.

s/David D. Dowd, Jr. 10/31/2007

DAVID D. DOWD, JR.
UNITED STATES DISTRICT JUDGE